

IDAHO BOARD OF MASSAGE THERAPY
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 6/30/2014

BOARD MEMBERS PRESENT: Gayla Nickel - Chair
Paul J Weston
Gail L. King
Linda A Chatburn

BOARD MEMBERS ABSENT: Ione C Springer

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, Legal Counsel
Roger Hales, Board Prosecutor
April Haynes, Technical Records Specialist I
Erin Anderson, Technical Records Specialist I

OTHERS PRESENT: Cecilia Escobedo
Randy Young
Jessica Kramer
Tammie Kramer
Richard Larson
Jeri Jolley
Jean Klassen
Susan Beers
Mike Bodine

The meeting was called to order at 8:10 AM MDT by Gayla Nickel.

APPROVAL OF MINUTES

Ms. King made a motion to approve the minutes of 4/21/2014 with noted corrections and to approve the minutes of 5/19/2014. It was seconded by Mr. Weston. Motion carried.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board has a cash balance of \$101,721.84 as of 5/31/2014.

INVESTIGATIVE REPORT

Ms. Peel gave the investigative report, which is linked above.

FOR BOARD DETERMINATION

Ms. Chatburn made a motion to approve the Bureau's recommendation and authorize closure in case I-MAS-2014-13. It was seconded by Ms. King. Motion carried.

OLD BUSINESS

The Board reviewed the To Do List. Ms. King made a motion to direct Ms. Nickel and Ms. Hall to write a question and answer for the Board's Frequently Asked Questions page in regard to submitting the application prior to taking the Board approved exam. Once written, the FAQ information will be presented to the Board for final review. It was seconded by Ms. Chatburn. Motion carried.

The Board discussed notifying licensees of any proposed law and rule changes. The Board chose not to send out notifications at this time.

LEGISLATIVE REPORT

Ms. Cory gave the legislative report which reminded the Board that all proposed law changes are due August 1 and proposed rule changes are due the third week in August for the 2015 session.

LAW/RULE CHANGES

Mr. Hales discussed with the Board the additional exemption to be added to Idaho Code 54-4003 which would allow licensed, registered or certified massage therapists that are in good standing from other states that are affiliated with or employed by an established athletic team or performing arts company to perform massage therapy for no more than 60 days in a calendar year without being required to obtain licensure. Ms. Chatburn made a motion to accept the wording and to present this change to all interested parties. It was seconded by Ms. King. Motion carried.

Mr. Hales discussed with the Board the changes to be made to Rule 503.01.c and j and Rule 601. The change to Rule 503.01.c would be the deletion of the word "light" and the addition of limiting the hours of CPR or first aid training in 503.01.j. Rule 601.01 and .02 are the addition of the definition of Supervision of Clinical Work and the definition of Supervision of Fieldwork.

Ms. Chatburn made a motion to not move forward with these changes. The motion died for lack of a second. After further discussion the Board requested

that Mr. Hales redraft the proposed changes and present them back to the Board for review.

A redrafted version was presented back to the Board. Ms. Chatburn made a motion to eliminate “light” from Rule 503.01.c and add Rule 601 which defines supervision of clinical work and field work and to accept the wording and present this change to all interested parties. It was seconded by Ms. King. Motion carried.

CONTINUING EDUCATION

The Board discussed Rule 500.04 which addresses carryover of CE hours based on correspondence received from licensees. There was also a question of how this rule applies to licensees who are renewing for their first year. The Board agreed that licensees were able to carryover six hours of continuing education for their first renewal. Ms. Nickel and Ms. Hall will draft verbiage for the Board’s frequently asked questions page regarding carryover.

CORRESPONDENCE

The Chair reviewed e-mail correspondence submitted by Marcia Garey. Ms. Garey expressed opposition to the proposed rule change that would prohibit bodywork on the internal pelvic floor without proof of specialized education. The Chair acknowledged the correspondence and stated that this correspondence should be added to any future law or rule discussions because the Board has decided to hold this potential change for a session at a later date.

The Board reviewed e-mail correspondence submitted by Valerie Fenske of the Idaho State Board of Education. Ms. Fenske’s asked about non-accredited massage therapy schools and how she can verify whether or not they meet the educational requirements of the state. The Board instructed Ms. Anderson to refer her to Rule 600. The Board also suggested inviting her to a future meeting for further discussion.

The Board reviewed e-mail correspondence submitted by Nancy Rodrigues. Ms. Rodrigues asked that the Board grant students the ability to accept tips. The Board directed Ms. Anderson to respond to Ms. Rodrigues referring her to Idaho Code 54-4002(3) and Idaho Code 54-4003(2)(c).

The Board reviewed e-mail correspondence submitted by Joyce Montague. Ms. Montague inquired if she may perform light therapy during a massage therapy session. The Board directed Ms. Anderson to refer Ms. Montague to Idaho Code 54-4004(3) and stated that light therapy is prohibited for massage therapists and cannot be offered in conjunction with the massage therapy session. If light therapy is performed it must be made clear to the client that it is not covered under the massage therapy license.

The Board reviewed e-mail correspondence submitted by Tom Bosch in regard to whether or not he can perform his massage therapy sessions barefoot. The Board directed Ms. Anderson to inform Mr. Bosch that the massage therapy laws and rules so not address the matter. It was suggested that Mr. Bosch consult an attorney for further clarification and consider contacting the city or county for additional requirements.

FEDERATION OF STATE MASSAGE THERAPY BOARDS

Ms. Chatburn made a motion that the Board covers any expenses that are not covered by the association and that are within the state of Idaho's guidelines for the elected board member who will attend the annual FSMTB conference. It was seconded by Ms. King. Motion carried.

Ms. Chatburn made a motion for Ms. Anderson to attend the annual FSMTB conference. It was seconded by Ms. King. Motion carried.

EXECUTIVE SESSION

Mr. Weston made a motion that the Board go into executive session under Idaho Code § 67-2345(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Ms. Chatburn. The vote was: Ms. Nickel, aye; Ms. King, aye; Ms. Chatburn, aye; and Mr. Weston, aye. Motion carried.

Mr. Weston made a motion to come out of executive session. It was seconded by Ms. King. The vote was: Ms. Nickel, aye; Ms. King, aye; Ms. Chatburn, aye; and Mr. Weston, aye. Motion carried.

APPLICATIONS

Ms. King made a motion directing the following applicant to provide additional documentation of training:

#901045009

It was seconded by Ms. Chatburn. Motion carried.

Ms. King made a motion to approve the following for licensure:

HENGERER DIANA	MAS-2163
CLARK JAMIE	MAS-2176
KIMMET DEBORAH ANN	MAS-2188
GUTHRIE IAN WILLIAM	MAS-2214
DEXTER TERRY LEE	MAS-2215

BRADFORD CAROL C	MAS-2238
COSNER PENNY LEE	MAS-2292
AVERILL CRYSTAL	MAS-2298
KRAMER JESSICA CHRISTINE	MASG-1758
EMILY NORMAN DALE	MASG-2041
BAUER KRISTINA	MASG-2077
BECKER LORAYE J	MASG-2107
GNEITING WHITNEY	MASG-2108
KOWALLIS JESSICA JOANNE	MASG-2110
LEHMAN KILEE	MASG-2111
CARR ANDREA LOUISE	MASG-2115
CATHEY ALICIA	MASG-2118
DENTINGER KIRSTEN	MASG-2132
JONES MEGAN	MASG-2137
MECHAM STEPHEN J	MASG-2141
FLETCHER DOUGLAS STEVEN	MASG-2157
FUNKE JESSICA	MASG-2162
KUNTZ BARRY D	MASG-2165
KLINGKLA PRASERT	MASG-2168
CORDIER SHERRY MICHELLE	MASG-2169
COCHRAN ALEESHA MARIE	MASG-2172
LARGENT MARY ELLEN	MASG-2173
BAUMGART KARINA	MASG-2174
DICK MARLA DENISE	MASG-2178
JONES SARAH	MASG-2183
ENDRES KIMBERLY KAY	MASG-2191
KILIAN DEREK J	MASG-2192
KREID CHRISTOPHER KAY	MASG-2193
KILIAN JOANNE	MASG-2196
HALE LACEY	MASG-2204
BINGHAM ANNA	MASG-2206
HAAR DENEIGE KRISTINE	MASG-2212
FREESTONE RUSSELL W	MASG-2217
BOYD MARISHIA NICOLE	MASG-2237
NINO HENDERSON NICOLE M	MASG-2241
HICKS CINDI	MASG-2254
JOE JOENNE	MASG-2255
CUSHING REBECCA LYNN	MASG-2257
ANDERSEN HOLLY	MASG-2258
KERN TANYA T	MASG-2263
GREER RAY GLENN	MASG-2268
BRANDT ERIC WILLIAM	MASG-2277
PATRICK AMANDA NICHOLE	MASG-2278
HILL CHELSIE ANN	MASG-2283
FUHRIMAN NATHAN	MASG-2304
DENTINGER PATRICK	MASG-2310

ENGLUND LESLIE ANN	MASG-2312
CLOVER JENNIFER ANN	MASG-2316
FACE BRYAN	MASG-2324
BESERIS JENI LEE	MASG-2326
KOHNKE MEGAN CHRISTINE	MASG-2335
RICKS JESSICA LYNN	MASG-2344
FINLEY ERIKA L	MASG-2346

It was seconded by Ms. Chatburn. Motion carried.

Board Meeting Minutes of 7/1/2014

BOARD MEMBERS PRESENT: Gayla Nickel - Chair
Paul J Weston
Gail L. King
Linda A Chatburn

BOARD MEMBERS ABSENT: Ione C Springer

BUREAU STAFF: Tana Cory, Bureau Chief
Maurie Ellsworth, Legal Counsel
Erin Anderson, Technical Records Specialist I
April Haynes, Technical Records Specialist I

EXECUTIVE SESSION

Ms. Chatburn made a motion that the Board go into executive session under Idaho Code § 67-2345(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Mr. Weston. The vote was: Ms. Nickel, aye; Ms. King, aye; Ms. Chatburn, aye; and Mr. Weston, aye. Motion carried.

Mr. Weston made a motion to come out of executive session. It was seconded by Ms. King. The vote was: Ms. Nickel, aye; Ms. King, aye; Ms. Chatburn, aye; and Mr. Weston, aye. Motion carried.

GRANDFATHERING LICENSURE

The Board determined that the law and rule was not clear on the deadline for applying for licensure under the grandfather clause, Rule 300.04. Ms. Chatburn made a motion to accept grandfather applications that are postmarked on or before July 1st, 2014 including applicants who hand deliver their application. It was seconded by Ms. King. Motion carried.

EXECUTIVE SESSION

Ms. King made a motion that the Board go into executive session under Idaho Code § 67-2345(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Mr. Weston. The vote was: Ms. Nickel, aye; Ms. King, aye; Ms. Chatburn, aye; and Mr. Weston, aye. Motion carried.

Mr. Weston made a motion to come out of executive session. It was seconded by Ms. King. The vote was: Mr. Weston, aye; Ms. King, aye; Ms. Chatburn, aye; and Ms. Nickel, aye. Motion carried.

CORRESPONDENCE

The Board reviewed e-mail correspondence from Hayley Lowry. Ms. Lowry inquired if there was a way that a student who is in the process of submitting an application for licensure be allowed to continue to work with a licensed massage therapist as a trainee. The Board directed Ms. Anderson to inform Ms. Lowry that the student in question was not able to practice even though they may not be compensated, and to request the student to take the national exam by a Board approved provider and submit their application for licensure.

The Board reviewed e-mail correspondence submitted by Wendy Florence. Ms. Florence inquired about the requirements of offering a massage therapy course within her cosmetology school. The Board directed Ms. Anderson to instruct Ms. Florence to contact Valerie Fenske with the Idaho State Board of Education.

EXECUTIVE SESSION

Ms. Chatburn made a motion that the Board go into executive session under Idaho Code § 67-2345(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Mr. Weston. The vote was: Ms. Nickel, aye; Ms. King, aye; Ms. Chatburn, aye; and Mr. Weston, aye. Motion carried.

Ms. Chatburn made a motion to come out of executive session. It was seconded by Mr. Weston. The vote was: Mr. Weston, aye; Ms. King, aye; Ms. Chatburn, aye; and Ms. Nickel, aye. Motion carried.

BOARD ELECTIONS

Ms. King made a motion for Ms. Nickel to remain Chair. It was seconded by Ms. Chatburn. Motion carried.

APPLICATIONS

Ms. Chatburn made a motion to accept the following applications for licensure once additional information is received:

#901134108
#901133524
#901133623
#901134161
#901134254
#901124580
#901134164
#901134152
#901045009

It was seconded by Ms. King. Motion carried.

Ms. Chatburn made a motion to approve the following for licensure:

CLAWSON LINDA MUNNS	MASG-2239
UPTON NICOLLE L	MASG-2358
WORLTON JENNILYN	MASG-2252
TISSIDIMIT MARDEL	MASG-2187
JOHNSON DONNA L	MAS-2208
HATT HEIDI MICHELLE	MASG-2274

It was seconded by Mr. Weston. Motion carried. Ms. King recused herself from discussion and voting.

Ms. Chatburn made a motion to approve the following for licensure once additional information is received:

#901134311

It was seconded by Mr. Weston. Motion carried. Ms. King recused herself from discussion and voting.

Ms. Chatburn made a motion to approve the following for licensure with a warning letter:

ROBINSON KELLIE A	MASG-2364
SORENSEN LORIE ANN	MASG-2323

It was seconded by Mr. Weston. Motion carried. Ms. King recused herself from this motion.

Ms. Chatburn made a motion to approve the following for licensure:

ROGERS JANE K	MASG-1504
PEPPERSACK ROBIN	MASG-2085
JESSOP BROOKE	MASG-2120
BODINE MICHAEL	MASG-2144
ZAMORA GESILE LARISSA	MASG-2158
GONZALEZ JENNIFER	MASG-2159
KRAMER JILL	MASG-2160
BECK ALYSSA	MASG-2177
FREEMAN JENNIFER EVEMARIE	MASG-2185
BECKWELL NINA R	MASG-2190
GRAFTON DONA	MASG-2200
WHITE CHRISTINE	MASG-2201
GRAFTON BRADLEY	MASG-2205
DEWITT ANGELIA	MASG-2210
TRAN THAO THI	MASG-2218
SNIDER SARA JEAN	MASG-2226
BECK HANNAH	MASG-2231
MCKENZIE JOAN	MASG-2233
OHNGREN HOLLI MARIE	MASG-2234
ROBERTSON MAKAYLA	MASG-2236
WILLIAMS ENOLA ANTOINETTE	MASG-2251
ELDREDGE MATTHEW KENNETH	MASG-2253
WURST HENSON JONI JOYCE	MASG-2261
HUNTTING DOUGLAS S	MASG-2275
HARKER ASHLEY	MASG-2306
BOGGAN TERESA	MASG-2311
MCGUIRE PAMELA KAY	MASG-2330
MAREZ CONNIE	MASG-2350
MARTHALLER KATHERINE M	MASG-2354

It was seconded by Mr. Weston. Motion carried.

Ms. Chatburn made a motion to table the following application for additional information:

#901133772

It was seconded by Mr. Weston. Motion carried. Ms. King recused herself from discussion and voting.

Ms. Chatburn made a motion to approve the following applicant for licensure once additional information is received. This motion includes a warning letter to the applicant:

#901043200

It was seconded by Mr. Weston. Motion carried.

Ms. King made a motion to accept the following applicants for licensure pending receipt of additional information and Board Chair review:

#901079716
#901038537
#901133839
#901134294

It was seconded by Ms. Chatburn. Motion carried.

Ms. Chatburn made a motion to approve the following applicant for licensure pending receipt of additional information and a warning letter to the applicant:

#901133976

It was seconded by Mr. Weston. Motion carried.

Ms. King made a motion to deny the following applicant for licensure per IC 54-4013(1) and (7):

LEE, JENNIFER ASHLEE

It was seconded by Ms. Chatburn. Motion carried.

Ms. King made a motion to table the following applications for licensure for further information and additional review by the Board:

#901045009
#901134298
#901134110
#901134291
#901130613
#901133466
#901133464
#901134160
#901134162

It was seconded by Ms. Chatburn. Motion carried.

Mr. Weston made a motion to approve the following applicant for licensure:

EVERETT, LORI

MASG-2267

It was seconded by Ms. Chatburn. Motion carried. Ms. Nickel recused herself from discussion and voting.

The Board requested that a warning letter be sent to anyone approved for licensure if there is evidence they had been practicing Massage Therapy without a license after the July 1, 2013 deadline for licensure.

NEXT MEETING was scheduled for 7/21/2014 8:00 AM MDT.

ADJOURNMENT

Ms. King made a motion to adjourn the meeting at 4:45 PM MDT. It was seconded by Ms. Chatburn. Motion carried.

Gayla Nickel, Chair

Ione C Springer

Paul J Weston

Gail L. King

Linda A Chatburn

Tana Cory, Bureau Chief